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NOV - 8 2006

ATTEST
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

2006 NOV -9 AM 11:09

OCT 23 2006

LORETTA G. WHYTE
CLERK

FILED
CLERK'S OFFICE

DOCKET NO. 1657

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION**

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-69)

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 4,677 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Jeffery N. Lüthi
Jeffery N. Lüthi
Clerk of the Panel

Inasmuch as no objection is
pending at this time, the
stay is lifted.

NOV - 8 2006

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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NOV 13 2006

Deputy Clerk, U.S. District Court
Eastern District of Louisiana
New Orleans, LA

Fee
Process
☒ Dkt'd
CtRmDep
Doc. No. 8669

SCHEDULE CTO-69 - TAG-ALONG ACTIONS
DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>EDLA</u> <u>SEC. L/3</u>
ALABAMA MIDDLE		
ALM 1 06-849	Donna Harrell, et al. v. Merck & Co., Inc., et al. Vacated 10/30/06	
ALM 1 06-876	Connie Singletary v. Merck & Co., Inc.	06-9691
ALM 2 06-865	Lille B. Vickers v. Merck & Co., Inc.	06-9692
ALABAMA NORTHERN		
ALN 2 06-1878	Patricia Blodgett, et al. v. Merck & Co., Inc.	06-9693
ALN 2 06-1934	Larry W. Hill, Sr., et al. v. Merck & Co., Inc.	06-9694
ALN 2 06-1935	Juanita M. Rutherford v. Merck & Co., Inc.	06-9695
ALN 2 06-1937	Joan C. Addy v. Merck & Co., Inc.	06-9696
ALN 2 06-1938	Paul G. Batz, et al. v. Merck & Co., Inc.	06-9697
ALN 2 06-1942	Marlin King v. Merck & Co., Inc.	06-9698
ALN 2 06-1953	Rose Ellen Stewart v. Merck & Co., Inc.	06-9699
ALN 2 06-1954	Billy G. Smith, Jr. v. Merck & Co., Inc.	06-9700
ALN 2 06-1966	Robert Brady, et al. v. Merck & Co., Inc.	06-9701
ALN 3 06-1940	Donald G. Sharp, et al. v. Merck & Co., Inc.	06-9702
ALABAMA SOUTHERN		
ALS 1 06-593	Roy E. Faircloth, Sr. v. Merck & Co., Inc.	06-9703
ALS 1 06-594	Joy Donald v. Merck & Co., Inc.	06-9704
ARKANSAS EASTERN		
ARE 4 06-1319	Dorothy White v. Merck & Co., Inc.	06-9705
CALIFORNIA CENTRAL		
CAC 2 06-6143	Gouthami Mandava v. Merck & Co., Inc.	06-9706
CAC 2 06-6198	Carmen Hill v. Merck & Co., Inc.	06-9707
CALIFORNIA EASTERN		
CAE 2 06-2079	Freeman Herring v. Merck & Co., Inc., et al. Opposed 11/8/06	
CAE 2 06-2093	James E. Chase, et al. v. Merck & Co., Inc.	06-9708
CAE 2 06-2102	Stanley Timone v. Merck & Co., Inc.	06-9709
CAE 2 06-2103	Mabel Williamson, et al. v. Merck & Co., Inc.	06-9710
CALIFORNIA NORTHERN		
CAN 3 06-5760	Douglas J. Trammell, et al. v. Merck & Co., Inc.	06-9711
DISTRICT OF COLUMBIA		
DC 1 06-1659	Charles E. Godfrey, et al. v. Merck & Co., Inc.	06-9712
FLORIDA MIDDLE		
FLM 5 06-337	Richard Wolf v. Merck & Co., Inc.	06-9713
FLM 5 06-355	Chris Richardson v. Merck & Co., Inc., et al.	06-9714
FLM 8 06-1785	Jean Little, et al. v. Merck & Co., Inc.	06-9715
GEORGIA MIDDLE		
GAM 4 06-112	Peggy Brooks v. Merck & Co., Inc.	06-9716
GAM 5 06-343	Tommie Felton v. Merck & Co., Inc.	06-9717

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GEORGIA NORTHERN

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William Robert Holley v. Merck & Co., Inc.
Willie Lee Sherod, etc. v. Merck & Co., Inc.
Patrick Corcoran v. Merck & Co., Inc.
Virginia R. Burr, et al. v. Merck & Co., Inc.
Wanda Beth Campbell v. Merck & Co., Inc.

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Carlos Keen, et al. v. Merck & Co., Inc.
Anthony Maldonado, et al. v. Merck & Co., Inc.
Joseph D. Barona v. Merck & Co., Inc.
Adriadna Mitchell v. Merck & Co., Inc.
Mark Johnasen, et al. v. Merck & Co., Inc.
Robert Okawa, et al. v. Merck & Co., Inc.
Pedro U. Magno, Sr., et al. v. Merck & Co., Inc.

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Vicky Tibbetts v. Merck & Co., Inc.

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ILLINOIS NORTHERN

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Maya Yarovinsky v. Merck & Co., Inc.
Diana Stockwell, etc. v. Merck & Co., Inc.
Richard Volkman v. Merck & Co., Inc.
Genwefa Wrobel v. Surender Lal, M.D., et al.
Nello Vittorini v. William Monaco, M.D., et al.
Mark Fiebig v. Merck & Co., Inc.
Sandra Catuara, et al. v. Merck & Co., Inc.

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Charles F. Stalnaker, et al. v. Merck & Co., Inc.
Richard Klene, etc. Merck & Co., Inc., et al.

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Deeb Azar, et al. v. Merck & Co., Inc.

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Adam Susz, etc. v. Merck & Co., Inc.
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MINNESOTA

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Nancy Ernst v. Merck & Co., Inc.
Kathlin Johnson, et al. v. Merck & Co., Inc.
Ernestene Burkett v. Merck & Co., Inc.
William C. Malloy v. Merck & Co., Inc.
Shirley McPherson v. Merck & Co., Inc.
Alan Foote v. Merck & Co., Inc.
David Lindsay, Sr., et al. v. Merck & Co., Inc.
Marnie Andolina, et al. v. Merck & Co., Inc., et al.
Joanne A. Carrigan, et al. v. Merck & Co., Inc., et al.
Charles Cox, et al. v. Merck & Co., Inc., et al.
Samuel G. Barone, et al. v. Merck & Co., Inc., et al.
Mary D'Angelo, et al. v. Merck & Co., Inc., et al.

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Shoena Clayton, et al. v. Merck & Co., Inc.
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MOW 4 06-818

Jo Levitt v. Merck & Co., Inc.

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MISSISSIPPI NORTHERN

~~MSN 1 06-265~~~~Michael A. Collier v. Merck & Co., Inc., et al. Opposed 11/8/06~~

MSN 2 06-157

Charlotte Lafayette, etc. v. Merck & Co., Inc.

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MSN 4 06-155

Emma Lee Bass v. Merck & Co., Inc.

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MSN 4 06-156

Mary S. Grant v. Merck & Co., Inc.

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MSN 4 06-157

Estate of Cynthia Houston v. Merck & Co., Inc.

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MSN 4 06-158

Estate of Lillie M. King v. Merck & Co., Inc.

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MSN 4 06-159

Estate of Hattie Spain v. Merck & Co., Inc.

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Reases Pittman v. Merck & Co., Inc.

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Estate of Mary Frances Sheedy v. Merck & Co., Inc.

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Bessie McIntosh v. Merck & Co., Inc.

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MSS 3 06-528

Jessie T. Mathes, Jr., et al. v. Merck & Co., Inc.

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Arthur Camphor, et al. v. Merck & Co., Inc.

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MSS 3 06-530

Frank L. Smith, et al. v. Merck & Co., Inc.

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NEBRASKA

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Billy B. Kehlbeck, et al. v. Merck & Co., Inc.

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NE 8 06-611

Patrick J. John v. Merck & Co., Inc.

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Samual J. Johnson v. Merck & Co., Inc.

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Alfred J. Kortum v. Merck & Co., Inc.

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Stephen Krupa v. Merck & Co., Inc.

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Patrick Vaughn v. Merck & Co., Inc.

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Violet D. Hileman v. Merck & Co., Inc.

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Don Sutton, etc. v. Merck & Co., Inc.

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Ronald Evelyn v. Merck & Co., Inc.

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Virgil Freeman v. Merck & Co., Inc.

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David Schneider v. Merck & Co., Inc.

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Edward Bass v. Merck & Co., Inc.

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Ethel A. Bames v. Merck & Co., Inc.

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Joseph John Toczec v. Merck & Co., Inc.

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NE 8 06-627

Hazel Sutton, etc. v. Merck & Co., Inc.

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Robin J. Martinez v. Merck & Co., Inc.

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NE 8 06-629

Thomas B. Mullen v. Merck & Co., Inc.

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Steve Heusted, et al. v. Merck & Co., Inc.

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NEVADA

NV 2 06-1215

Albin Knudson v. Merck & Co., Inc.

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Julia C. Mortell, et al. v. Merck & Co., Inc.

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NV 2 06-1217

Arthur L. Sher v. Merck & Co., Inc.

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Lee Johnson, et al. v. Merck & Co., Inc.

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OHIO NORTHERN

OHN 1 06-2193

Vincent S. Zingale, Sr. v. Merck & Co., Inc.

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OHN 1 06-2236

Ruby Cowan, et al. v. Merck & Co., Inc.

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OHN 1 06-2237

Ben Bisaroe v. Merck & Co., Inc.

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Louis Horvath, et al. v. Merck & Co., Inc.

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Robert Neal v. Merck & Co., Inc.

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James Slumber, et al. v. Merck & Co., Inc.

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Leitha J. Loppe v. Merck & Co., Inc.

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OHN 3 06-2221

Walter Scoble, et al. v. Merck & Co., Inc.

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Welston Nickelson, etc. v. Merck & Co., Inc.

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OKE 6 06-374	Homer Jones v. Merck/Vioxx Corp.	06-9803
OKE 6 06-386	Howard Hess, etc. v. Merck & Co., Inc.	06-9804
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OKW 5 06-1004	Deeann Marie Taylor, etc. v. Merck & Co., Inc.	06-9806
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PAE 2 06-4138	John C. Slembariski, et al. v. Merck & Co., Inc.	06-9809
PAE 2 06-4139	Deborah Heisey-Dewolf, et al. v. Merck & Co., Inc.	06-9810
PAE 2 06-4140	Edwin C. Hench, et al. v. Merck & Co., Inc.	06-9811
PAE 2 06-4141	Kathy Gibson, etc. v. Merck & Co., Inc.	06-9812
PAE 2 06-4142	Nancy Scott, et al. v. Merck & Co., Inc.	06-9813
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VAE 1 06-1036	Jane Fitzgerald, etc. v. Merck & Co., Inc.	06-9826